

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL A. DIXON	:	CIVIL ACTION NO. 1:15-cv-2020
	:	
Plaintiff	:	(Judge Kane)
	:	(Magistrate Judge Mehalchick)
v.	:	
	:	
MICHAEL ALTWESH, et al.	:	
	:	
Defendant	:	

ORDER

Before the Court in the above-captioned action is a January 29, 2016 Report and Recommendation of the Magistrate Judge. No timely objections have been filed.

AND NOW, on this 17th day of February 2016, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT:**

- 1) The Court adopts the Report and Recommendation (Doc. No. 12) of Magistrate Judge Mehalchick.
- 2) Plaintiff's Motion to Quash (Doc. No. 11) is **CONSTRUED** as a notice of voluntary dismissal pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i);
- 3) This action is **DISMISSED WITHOUT PREJUDICE** at the request of the Plaintiff pursuant to Fed. R. Civ. P. 41(a)(1);
- 4) Plaintiff's pending application for leave to proceed *in forma pauperis* (Doc. No. 2), and motion to appoint counsel (Doc. No. 7) are **DENIED AS MOOT**; and
- 5) The Clerk of Court shall **CLOSE** this case.

S/ Yvette Kane
YVETTE KANE, District Judge
United States District Court
Middle District of Pennsylvania